C.J.'s Court

Arbitration Case No. 1 of 2002

M/s Mewa Ram, 396 Khurbura, Dehradun
Through its partner Rajesh Arora
son of Sri Mewa Ram …….. Applicant

Versus

1. Garhwal Mandal Vikas Nigam Ltd.
   74-1, Rajpur Road, Dehradun through
   its Managing Director
2. General Manager Construction,
   Garhwal Mandal Vikas Nigam Ltd. 74-1,
   Rajpur Road, Dehradun ……. Opposite parties.

……..

Hon. A. A. Desai, C.J.

Sri Gopal Narain, learned counsel for the applicant and Sri Arvind Vashishta, learned counsel for the respondents appeared.

The applicant is a contractor firm and has entered into contract with the respondents for construction. The applicant has applied for appointment of an Arbitrator pursuant to section 11 of the Arbitration and Conciliation Act, 1996.

Heard learned counsel for the parties. Undisputedly, there has been a controversy regarding payment of the bill of the contractor.

Sri Gopal Narain, learned counsel for the applicant pointed out that as per terms of agreement Managing Director of the Garhwal Mandal Vikas Nigam is the sole arbitrator. Sri Arvind Vashistha, learned counsel for the respondents agreed to this. I, therefore, nominate Managing Director, Garhwal Mandal Vikas Nigam Ltd., Dehradun as the sole Arbitrator. He shall complete the arbitration proceedings within a period of three months.

The application is disposed of accordingly.

(A.A. Desai, C.J.)

Dt.12.03.2003

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